

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID A. RABANG JR.

Defendant.

CASE NO.CR01-00188C

PROPOSED FINDINGS OF
FACT AND DETERMINATION
AS TO ALLEGED VIOLATIONS
OF SUPERVISED RELEASE

INTRODUCTION

I conducted a hearing on alleged violations of supervised release in this case on May 25th 2005. The United States was represented by Susan M. Roe, defendant was represented by Barry L. Flegenheimer. The proceedings were recorded on cassette tape.

CONVICTION AND SENTENCE

Defendant had been convicted of Conspiracy to Import and Distribute fifty or More Kilograms of Marijuana on or about November 11th 2004. The Hon. John C. Coughenour of this court sentenced defendant to forty-one months of confinement, followed by three years of supervised release.

The conditions of supervised release included requirements that defendant comply with the standard 13 conditions.

USPO Steven R. Gregoryk alleged that defendant violated the conditions of supervised release in three respect(s):

- At an initial hearing, I advised the defendant of these charges and of his constitutional rights. At today's hearing defendant admitted the violations #1, 2, and 3, waived any hearing as to whether it occurred and consented to having the matter set for a disposition hearing before the Hon. John C. Coughenour.

Based upon the foregoing, I recommend the court find that defendant has violated the conditions of his supervised release as alleged; and set the matter for a disposition hearing.

DATED this 25th day of May, 2005.

MONICA J. BENTON
United States Magistrate Judge

PROPOSED FINDINGS
PAGE -2-